

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

September 23, 2010

DIVISION ONE

B216702 Robings, et al. (Not for Publication)
v.
Santa Monica Mountains Conservancy, et al.

The Conservancy is authorized and directed by law to do “any and all” things necessary to carry out its statutorily mandated purposes, including grant in funds to be used for the preservation and protection of recreational, educational, and environmental resources within its territory. (Pub. Resources Code, §§ 33204, 33204.2, 33204.27, 33211, subd. (c).) Its membership in the Conservation Authority, the joint powers entity that is the recipient of its funding grant, does not render the grant in excess of its power to award. The judgment of the trial court is affirmed.

Chaney, J.

We concur: Mallano, P.J.
 Rothschild, J.

B216934 People (Not for Publication)
v.
Arce

The judgment is reversed.

Mallano, P.J.

We concur: Chaney, J.
Johnson, J.

September 23, 2010 (Continued)

DIVISION ONE (continued)

B220643 People (Not for Publication)
v.
Fowler

The judgment is affirmed. Defendant's credits are modified to reflect 544 days of actual custody credit and 544 days of conduct credit. The trial court is directed to issue an amended abstract of judgment reflecting the correct credit and the correct sentence date, which was February 5, 2010.

Mallano, P.J.

We concur: Rothschild, J.
 Johnson, J.

B223951 People (Not for Publication)
v.
Lynex

The appeal is dismissed.

Rothschild, J.

We concur: Mallano, P.J.
 Johnson, J.

DIVISION TWO

Court convened at 9:00 a.m.

Present: Boren, P.J., Doi Todd, J., Ashmann-Gerst, J., Chavez, J. and Jim Guzman, Deputy Clerk.

Each of the following:

B219063 People v. Perla
B223445 In re Sid A. (DCFS v. Elmo A.)
B215704 People v. Edrosa
B221926 In re Marco S. (DCFS v. Rennee R.)
B222244 In re Karema G. (DCFS v. Jose G.)

DIVISION TWO (continued)

Each of the following (continued):

B220589 People v. Adrin T.
B216964 People v. Martinez
B223164 DCFS v. C.P.
B222921 People v. Enriquez
B221385 People v. Parker
B225457 Aida A. v. SCLA/DCFS

Argument waived, cause submitted.

B219659 People
 v.
 Simpson

Merits:
Argued by Gail Ganaja for appellant and by Eric Kohm, Deputy Attorney General for respondent. Cause submitted.

B214908 People
 v.
 Blueford

Merits:
Argued by John Coucci for appellant and by Allison Chung, Deputy Attorney General for respondent. Cause submitted.

B219633 People
 v.
 Satrustegui

Merits:
Argued by Vitaly Sigal for appellant and waiver of oral argument by respondent. Cause submitted.

DIVISION TWO (continued)

B220275 Gamliel, et al.
 v.
 Litman

Merits:
Argued by Steven Zelig for appellants and by Marc Zimet for respondent.
Cause submitted.

B221970 Essex Insurance Co.
 v.
 Professional Building Contractors, Inc.

Merits:
Argued by Jeffrey Curtiss for appellant and by Matthew Halloran for
respondent. Cause submitted.

B210898 Windward Capital Management Co., et al.
 v.
 Christenson, et al.

Merits:
Argued by Morton Minikes for appellants and by Daniel Dik for
respondents. Cause submitted.

Boren, P.J. leaves the bench.

B219506 Bagumyan, et al.
 v.
 Medtronic Inc., et al.

Merits:
Argued by Mark Millard for appellants and by Michael Brown for
respondents. Cause submitted.

Court in recess.

DIVISION TWO (continued)

Court reconvened at 1:00 p.m.

Present: Boren, P.J., Doi Todd, J., Ashmann-Gerst, J., Chavez, J. and Jim Guzman,
Deputy Clerk.

B219112 Duenas
 v.
 Fraccionamiento Villas Del Mar S.A.

Merits:
Argued by Gregory Shibley for appellant and by Stephen Ensberg for
respondent. Cause submitted.

B217502 Mock
 v.
 County of Los Angeles, et al.

Merits:
Argued by Melinda Cantrall for appellants and by Paul Zimmerman for
respondent. Cause submitted.

B223251 Stonewall Insurance Co.
 v.
 Superior Court Los Angeles County
 (Fuller-Austin Insulation Co.)

Merits:
Argued by Susan Field for petitioner and by Michel Horton for real party in
interest. Cause submitted.

Doi Todd, J. leaves the bench.

B216601 Wilson
 v.
 Son

Merits:
Argued by Olivia Burgos for appellant and waiver of oral argument by
respondent. Cause submitted.

DIVISION TWO (continued)

Court adjourned.

DIVISION THREE

B216937 People (Not for Publication)
v.
Joseph Emanuel Francis

The judgment is modified by vacating the order imposing a \$30 criminal conviction facilities assessment, and by vacating the \$961.31 restitution order to pay for the costs of extradition. As modified, the judgment is affirmed.

Klein, P.J.

We concur: Kitching, J.
 Aldrich, J.

B218220 Porter (Not for Publication)
v.
Ralphs Grocery Company, et al.

The summary judgment from which plaintiff has appealed is reversed and the cause is remanded for further proceedings consistent with the views expressed herein. Costs on appeal to plaintiff.

Croskey, J.

We concur: Klein, P.J.
Kitching, J.

DIVISION FOUR

B220680 Los Angeles County, D.C.F.S. (Not for Publication)
 v.
 Orlando R.

The orders are affirmed.

Epstein, P.J.

We concur: Willhite, J.
 Suzukawa, J.

B220958 Brewster (Not for Publication)
 v.
 Blackshear, et al.

The order striking the complaint is affirmed. Respondents shall recover their costs on appeal.

Willhite, J.

We concur: Epstein, P.J.
 Manella, J.

B220960 Blackshear (Not for Publication)
 v.
 Brewster

The order granting Blackshear's motion to tax costs is reversed. The trial court is directed to vacate its order granting the motion to tax costs and enter a new order denying the motion. Brewster shall recover his costs on appeal.

Willhite, J.

We concur: Epstein, P.J.
 Manella, J.

September 23, 2010 (Continued)

DIVISION FOUR (continued)

B217682 People (Not for Publication)
v.
Nuno, et al.

The trial court is directed to amend the abstracts of judgment, and the judgments are affirmed as amended.

Epstein, P.J.

We concur: Willhite, J.
Suzukawa, J.

DIVISION FIVE

B218983 Los Angeles County, D.C.F.S. (Not for Publication)
v.
Cynthia H.

The judgment is affirmed.

Turner, P.J.

I concur: Kriegler, J.
I dissent: Armstrong, J. (Opinion)

B217737 People (Not for Publication)
v.
Johnny Thompson

The judgment is affirmed.

Armstrong, J.

We concur: Turner, P.J.
 Mosk, J.

DIVISION FIVE (continued)

B217702 People (Not for Publication)
v.
Mark J. Poduska

Two additional court security fees of \$20 are imposed pursuant to section 1465.8, subdivision (a)(1). The clerk of the superior court is instructed to prepare an amended abstract of judgment reflecting these additional fines and to deliver a copy to the Department of Corrections and Rehabilitation. The judgment of conviction is affirmed in all other respects.

Armstrong, Acting P.J.

We concur: Mosk, J.
Kriegler, J.

B219075 People (Not for Publication)
v.
B.G.

The juvenile court's order from which B.G. appeals is affirmed.

Mosk, J.

We concur: Turner, P.J.
 Armstrong, J.

B218895 Los Angeles County, D.C.F.S. (Not for Publication)
v.
P.C.

The orders are affirmed.

Mosk, J.

We concur: Armstrong, Acting P.J.
 Kriegler, J.

DIVISION EIGHT

B219161 People (Not for Publication)
v.
Michael Juarez

The matter is reversed in part and remanded to the trial court for notice and hearing pursuant to Penal Code section 987.8. In all other regards, the judgment is affirmed.

Grimes, J.

We concur: Bigelow, P.J.
Rubin, J.

B221470 Mariana Malkoskie, et al. (Certified for Publication)
v.
Option One Mortgage Corporation, et al.

The judgment is affirmed. Respondents are to recover their costs on appeal.

Grimes, J.

We concur: Bigelow, P.J.
Rubin, J.

B222796 People (Not for Publication)
v.
Jose R.,

In re Jose R., a Person Coming Under the Juvenile Court Law.

The superior court is ordered to correct the juvenile court's December 15, 2009 dispositional minute order to show that Jose received 55 days predisposition custody credits. As corrected, the judgment is affirmed.

Rubin, Acting P.J.

We concur: Grimes, J.
O'Connell, J. (Assigned)

DIVISION EIGHT (continued)

B219941 Jessica Hini Szlos (Not for Publication)
 v.
 Thomas Donald Carter

The judgment for respondent Jessica Hini-Szlos is affirmed. Respondent to recover her costs on appeal.

Rubin, Acting P.J.

We concur: Flier, J.
 Grimes, J.